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UNITED STATES OF AMERICA

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

JAN 12 2005
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WALTER A.Y.H. CHINN, CLERK

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,

Plaintiff,

vs.

PRINCE TARPLEY, also known as
Scott Tarpley and Larry Bennett,

Defendant.

CR. NO. 05-00029

HG

INDICTMENT

Count 1: 18 U.S.C. §§
922(g)(1) and 924(e)
Count 2: 18 U.S.C. §§
922(g)(3) and 924(e)

INDICTMENT

COUNT 1

(18 U.S.C. §§ 922(g)(1), 924(e))

The Grand Jury charges that:

On or about November 5, 2004, in the District of Hawaii, the defendant PRINCE TARPLEY, also known as Scott Tarpley and Larry Bennett, having been previously convicted of a crime punishable by imprisonment for a term exceeding one year, did knowingly possess in and affecting commerce ammunition, to wit, four rounds of Winchester .380 caliber ammunition, one round of Federal .380 caliber ammunition, and two rounds of Aguila .380 caliber ammunition, with all such ammunition having been manufactured outside Hawaii and transported at some earlier point in interstate commerce to Hawaii.

All in violation of Title 18, United States Code, Sections 922(g)(1) and 924(e).

COUNT 2

(18 U.S.C. §§ 922(g)(3), 924(e))

The Grand Jury further charges that:

On or about November 5, 2004, in the District of Hawaii, the defendant PRINCE TARPLEY, also known as Scott Tarpley and Larry Bennett, then being an unlawful user of a controlled substance as defined in Title 21, United States Code, Section 802, did knowingly possess in and affecting commerce ammunition, to wit, four rounds of Winchester .380 caliber ammunition, one round of Federal .380 caliber ammunition, and two rounds of Aguila .380 caliber ammunition, with all such ammunition having

been manufactured outside Hawaii and transported at some earlier point in interstate commerce to Hawaii.

All in violation of Title 18, United States Code, Sections 922(g)(3) and 924(e).

A Fact to be Proven at Sentencing

At the time the defendant PRINCE TARPLEY, also known as Scott Tarpley and Larry Bennett, committed the offenses charged above, he had at least three prior "violent felony" convictions, as that term is defined in Title 18, United States Code, Section 924(e)(1)(B), and is now an armed career criminal within the meaning of Title 18, United States Code, Section 924(e).

DATED: Jan. 12, 2005, at Honolulu, Hawaii.

A TRUE BILL

/s/

FOREPERSON, GRAND JURY

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UNITED STATES v. PRINCE TARPLEY
Cr. No. (Indictment)